United States District Court District of New Jersey

LETTER-ORDER

November 22, 2011

Anthony J. Mahajan, AUSA Office of the U.S. Attorney 970 Broad Street Newark, NJ 07102

Osvaldo Gonzalez, Esq. 110 Wall Street, 11th Floor New York, NY 10005

Re: USA v. Dionicio Rafael Cruz Valerio

Criminal No.: 09-476 (JLL)

Counsel:

The court is in receipt of A.U.S.A, Anthony J. Mahajan's letter objecting to defense counsel's request that Mr. Mahajan be recused from participating at the hearing pertaining to his request to withdraw his plea of guilty.

Although the Court generally agrees with Mr. Mahajan pertaining to his recusal request, in that any need for his testimony is limited at best in an exercise of caution, Mr. Mahajan is hereby recused by the court and is to be in court and ready to testify, if necessary, at the hearing set for January 19, 2012 at 1:00 p.m.

SO ORDERED

Jose L. Linares, U.S.D.J.